MINUTS
Of the Proceedings in Parliament.

Thurſday July 6. 1704.

Prayers ſaid.

HEr Majeſties Commiſſion to *John* Marquiſs of *Tweddale*, for Repreſenting Her Royal Perſon in this Seſſion of Parliament, was read by the Lord Clerk-Regiſter, and ordered to be recorded.

Rolls called.

The Earl of *Forfar* proteſted in name of the Duke of *Douglaſs*, that the calling of any other in the Rolls of Parliament before him, may not prejudge him of his firſt Vote in Parliament.

The Earl of *Forfar* proteſted alſo in name of the Earl of *Southerland*, againſt the calling any Earl before him in the Rolls of Parliament.

The Earl of *Marr* proteſted againſt the calling any Earl before him.

The Earl of *Eglingtoun* proteſted againſt the calling the Earl of *Glencairn* before him.

The Earl of *Finlator* proteſted againſt the calling the Earl of *Airly* before him.

The Lord *Roſs* proteſted againſt the calling the Lord *Elphingſtoun* before him.

Her Majeſties Gift and Commiſſion in favours of Mr. *James Johnſtoun*, to be Clerk Regiſter was read, and ordered to be recorded, and he thereafter took the Oath of Alledgeance and ſubſcribed the ſamen with the Aſſurance, and took the Oath of Parliament.

Patent creating the Marquiſs of *Douglaſs* Duke of *Douglaſs*, read, and ordered to be recorded.

Patent creating the Marquiſs of *Athole* Lord Privy-Seal, Duke of *Athole*, read, and ordered to be recorded.

Patent creating the Viſcount of *Tarbat* Lord Secretary, Earl of *Cromarty*, read, and ordered to be recorded.

Patent creating the Viſcount of *Stair* Earl of *Stair*, read, and ordered to be recorded.

Patent creating the Viſcount of *Roſeberry* Earl of *Roſeberry*, read, and ordered to be recorded.

Patent creating the Lord *Boyle* Earl of *Glaſgow*, read, and ordered to be recorded.

Patent creating Sir *James Stuart* of *Bute* Earl of *Bute*, read and ordered to be recorded.

Patent creating *Charles Hope* of *Hoptoun* Earl of *Hoptoun*, read, and ordered to be recorded.

Patent creating *John Crafurd* of *Kilbirnie* Viſcount of *Garnock*, read, and ordered to be recorded.

Patent creating Sir *James Primroſe* of *Carringtoun* Viſcount of *Primroſe*, read and ordered to be recorded,

The Duke of *Argyle*, the Earls of *Glencairn*, *Bute* and *Hopetoun* the Viſcounts of *Dipline*, *Garnock* and *Primroſe*, with the Lord *Torphichen*, took the Oath of Alledgeance, and ſubſcribed the ſamen with the Aſſurance, and took the Oath of Parliament.

John Murray of *Strowan*, one of the Commiſſioners elected for the Shire of *Perth*, in place of the deceaſt *Oliphant* of *Gask*, and *Sinclair* of *Stemſter*, one of the Commiſſioners elected for the Shire of *Caithneſs*, took the Oath of Alledgeance, ſigned the ſamen with the Aſſurance, and took the Oath of Parliament.

Warrand given to the Barrons and Free holders of the Shire of *Edinburgh*, to meet on *Tueſday* next, being the Eleventh current, to elect an other Commiſſioner for that Shire, in place of Sir *James Primroſe* now promoted to be Viſcount of *Primroſe*.

Warrand granted to the Barrons and Free-holders of the Shire of *Linlithgow*, to meet on *Tueſday* come eight days, being the Eighteenth current, to elect another Commiſſioner in place of *Charles Hope* of *Hopeoun*, now promoted to be Earl of *Hopeoun*.

Warrand granted to the Barrons and Free holders of the Shire of *Air*, to meet on *Wedneſday* come eight days, being the Nineteenth current, to elect a Commiſſioner in place of *John Crafurd* of *Kilbirnie* now promoted to be Viſcount of *Garnock*.

Warrand granted to the Barrons and Free-holders of the Shire of *Bute* to meet on *Wedneſday* come eight days being the Nineteenth current, to elect another Commiſſioner in place of Sir *James Stuart* of *Bute*, now promoted to be Earl of *Bute*.

Her Majeſties Commiſſioner acquainted the Parliament, that he had a Letter from Her Majeſty to them, but in reſpect many of the Members were not yet come to Town, he thought it more proper to delay preſenting of the Letter, till the Parliament were more fully aſſembled, which he hoped would be next Dyet, and that then they would proceed to buſineſs.

After which the Lord Chancellor, by order of the Lord High Commiſſioner, adjourned the Parliament till *Tueſday* next at ten a Clock in the Forenoon.

By Order of his Grace, John *Marqueſs of* Tweddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament*, Mr. James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties* Printer, *to Print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

JA. JOHNSTOUN. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queen's moſt Excellent Majeſty, 1704.

MINUTS

Of the Proceedings in Parliament.

Tueſday July 11. 1704.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt *read:*

THE Lord Regiſter did take the Oath *de fideli adminiſtratione* in the uſual manner.

The Earl of *Southerland* did take the Oath of Alleadgeance, and Subſcribed the ſame, with the Aſſurance, and took the Oath of Parliament.

Moved, That *Alexander Bothwel*, now Served and Retoured Heir to the laſt Lord *Holy-rood-houſe* may be marked in the Rolls of Parliament, conform to his Precedency.

Ordered, That the Writs produced for inſtructing thereof may lie in the Clerks hands, that the Members may have inſpection thereof.

Her Majeſties Letter to the Parliament, preſented by Her Majeſties Commiſſioner, Read.

Her Majeſties Commiſſioner made his Speech to the Parliament: And the Lord Chancellor did alſo make his Speech. Both which Speeches, with Her Majeſties Letter to the Eſtates were ordered to be Printed.

The Earl of *Cromarty* Lord Secretary, made a Speech to the Parliament, which was ordered to be Printed.

The Act and Orders to be obſerved in the Parliament Houſe, Read, and Copies thereof ordained to be Affixed on the Doors, and other places according to Cuſtom; And the Lord Chancellor did intimat to the Macers to put the ſaid Orders to Execution, as they would be anſwerable.

The double Election of the Laird of *Palgoun*, and *Patrick Murdoch* of *Camloddin* for the Stewartry of *Kirkcudbright*, in place of the deceaſt *Murray* of *Bruchton*, appointed to be heard the next meeting of Parliament.

Act Adjourning the Summer Seſſion to the firſt of *November*, Read, and put to the Vote, Mark a firſt Reading or not, and carried in the Affirmative.

The Lord Chancellor by Order of my Lord high Commiſſioner, Adjourned the Parliament till *Thurſday* next at ten a Clock.

BY *Order of his Grace* John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament, Mr.* James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

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MINUTS

Of the Proceedings in Parliament.

Thurſday July 13. 1704.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt *read.*

THe Earl of *Southerland* who was abſent the laſt Seſſion of Parliament, took the Oath of Alledgeance, and ſubſcribed the ſame with the Aſſurance, and took the Oath of Parliament.

The Laird of *Cavers* renewed his Proteſtation made the laſt Seſſion of Parliament, againſt the calling any other of the Barrons repreſenting the Shire of *Roxburgh* before him, he being the moſt antient Barron, and returned firſt in the Commiſſion.

Sir *James Foulis* of *Collingtoun*, one of the Commiſſioners for the Barrons of the Shire of *Edinburgh*, newly elected in place of Sir *James Primroſe*, now promoted to be Viſcount of *Primroſe*, took the Oath of Alledgeance, and ſigned the ſame with the Aſſurance, and took the Oath of Parliament.

John Forbes of *Colloden*, Commiſſioner elected for the Shire of *Nairn*, in place of the deceaſt *Duncan Forbes* of *Colloden*, took the Oath of Alledgeance, and ſubſcribed the ſame with the Aſſurance, and took the Oath of Parliament.

Act Adjourning the Summer Seſſion to the firſt of *November* next, read for the ſecond time, and voted and approven, and then touched with the Scepter by Her Majeſties Commiſſioner in the uſual manner.

The double Election for the Stewartrie of *Kirkcudbright* called, and a Petition from ſome of the Free-holders read, craving to be heard againſt both the compeating Commiſſioners, and upon the Illegality and unwarrantableneſs of the Intimation made by the Stewart Deput, with the Proteſt taken by *Murray* of *Barnbourie*; And the Parties and their Procurators being heard, it was put to the Vote, Suſtain the Intimation, or remit, and carried Remit; And *Tueſday* come a fourthnight appointed for a new Election, and a Warrant granted for the ſame to the Stewart-deput there *nominatim*, to conveen the Free-holders and Barrons for that effect.

Reſolve preſented by the Duke of *HAMILTOUN*; That this Parliament will not proceed to the Nomination of a Succeſſor, until we have had a previous Treaty with *England* in relation to our Commerce, and other Concerns with that Nation, read, and ordered to ly on the Table; And after ſome debate thereon, it was agreed that the next Dyet of Parliament, they will in the firſt place reaſſume the Conſideration of this Reſolve.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, Adjourned the Parliament till *Munday* next at Ten a Clock.

BY Order of his Grace John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament, Mr.* James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

JA. JOHNSTOUN. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1704.

MINUTES

Of the Proceedings in Parliament

MINUTS

Of the Proceedings in Parliament.

Munday July 17. 1704.

Prayers said,

Rolls called,

SIr *Harry Innes* younger of that Ilk, Commissioner elected for the Shire of *Elgine*, in place of the deceast *Robert Dumbar* of *Grange-hill*, did take the Oath of Alledgeance, subscribed the same with the Assurance, and took the Oath of Parliament.

Minuts of the last Sederunt *read,*

The Duke of *Hamiltoun* moved, That the Resolve given in by him might be reasumed unto Consideration; And being read, after some debate thereon, another Resolve was presented by the Earl of *Rothes*, and read in thir terms. Resolved, that the Parliament will go in the first place into the Consideration of such Conditions and Regulations of Government, as may be proper to rectifie our Constitution, and vindicat and secure the Soveraignity and Independency of the Kingdom, and then the Parliament will take into their Consideration the Resolve offered for a Treaty previous to a Nomination, and after debate upon both the saids Resolves, Moved that both the saids Resolves may be conjoyned in this manner, *viz.* Resolved that this Parliament will not proceed to the Nomination of a Successor, until we have had a previous Treaty with *England*, for regulating our Commerce and other Concerns with that Nation. And farder, it is resolved, that this Parliament will proceed to make such Limitations and Conditions of Government for the Rectification of our Constitution, as may secure the Religion, Liberty and Independency of this Nation, before they proceed to the said Nomination; and after reasoning thereon, the Question was stated, proceed to the two Resolves joyntly or separatly, and carried Joyntly; and thereafter put to the Vote approve the two Resolves joyntly or not, and carried Approve.

Moved by the Duke of *Athol* Lord privy Seal, That Her Majestie having been graciously pleased to signifie by Her Commissioner, That the Examination of the Plot should be laid before the Parliament; That his Grace the Lord Commissioner would be pleased to write to Her Majesty, to send down the Persons who were Witnesses, and all the Papers relating to that Plot as soon

as possible, That that Affair might be examined to the bottom, and those who were unjustly and falsly accused, might be vindicate, and those who were guilty, might be punished according to their Deservings.

The Lord Chancellour declared by Order of the Lord Commissioner, That his Grace had write, and would again write to her Majesty to send down the haill Evidences relating to the Plot as soon as possible.

Then the Lord Chancellour by Order of Her Majesties Commissioner adjourned the Parliament till *Wednesday* next at Ten a Clock.

BY Order of his Grace JOHN *Marquess of* TWEEDDALE, *Her* MAJESTIES *High Commissioner, and the Estates of Parliament,* MR. JAMES JOHNSTOUN *Lord Clerk Register, Appoints the Heirs and Successors of* ANDREW ANDERSON, *Her* MAJESTIES *Printer, to print these Minuts of Parliament, and that no other presume to print the same.*

JA. JOHNSTOUN, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson,* Printer to the Queens most Excellent Majesty, *Anno Dom.* 1704.

MINUTS

Of the Proceedings in Parliament.

Wedneſday July 19. 1704.

Prayers ſaid,
Rolls *called,*
Minuts of the laſt Sederunt *read.*

THe Draught of an Act for two Months Supply payable at *Lambmaſs* next, with the Draught of another Act for ſecuring free Voting in Parliament, preſented by the Duke of *Hamiltoun*, read; An other Draught of an Act preſented by the Lord Juſtice-Clerk, blank in the Sums, but declared by his Lordſhip to be for Fourteen Months Supply, payable in two years, commencing from *Whitſunday* laſt, read, and all the ſaids Acts ordered to ly on the Table.

Reſolve preſented by the Duke of *Hamiltoun*, that this Parliament will proceed to make ſuch Limitations and Conditions of Government, for the Rectification of our Conſtitution, as may ſecure the Religion, Liberty and Independency of this Nation, and that they will name Commiſſioners to treat with *England*, for regulating Commerce and other Concerns with that Nation, previous to all other Buſineſs, except an Act of two Months Supplie firſt of all to be granted for the preſent Subſiſtance of Her Majeſties Forces.

Moved, that the Commiſſioners appointed by the laſt Seſſion of Parliament for inſpecting the Accompts of the publick Fonds, give in their Report again the next Dyet of Parliament, to ly on the Table, that any of the Members may have inſpection thereof.

Moved, that there be an Act brought in for ſecuring againſt a Popiſh Succeſſor.

Moved that the Parliament my return an Anſwer to Her Majeſties moſt gracious Letter, and the ſame remitted till the next Dyet of Parliament.

Petition the Earl of *Southerland* and the Laird of *Grant*, mentioning a Remit from the Lords of Seſſion, and craving a Warrand to cite the Lords of Theſaury and others, for Miſapplication of the Pole-money, read, and ordered to ly on the Table till the ſaid Remit from the Lords of Seſſion to the Parliament be produced.

The Lord Chancellor by order of the Lord high Commiſſioner adjourned the Parliament till *Friday* next at Ten a Clock.

BY Order of his Grace John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament, Mr.* James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

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MINUTS

Of the Proceedings in Parliament.

Friday July 21. 1704.

Prayers ſaid,

Rolls called,

Minuts of the laſt Sederunt *read,*

ACT of Diſſolution from the Crown of the Feu-duties of *Boot* and others therein mentioned, in Favours of *James* Marqueſs of *Montroſe*, read, and the Earl of *Boot* craving to be heard for his Intereſt; Ordered that a firſt Reading be marked in the Act, and Her Majeſties Advocat and the Earl of *Boots* Procurators appointed to be heard before a ſecond Reading.

Moved, That an Order for Levying Money in the Paroch of *Cramond* may be cenſured, as illegal, and an atteſted Double thereof being Read, after Debate thereon, the farder Conſideration thereof delayed to the next Dyet of Parliament, and the Subſcriber of the Order and Commander of the Party and others concerned ordered to be Cited.

The Petition given in by the Laird of *Grant* again taken into Conſideration, and the Remit from the Lords of Seſſion being produced, and another Petition from the Earl of *Southerland* being Read, Warrand granted for Citation in the Terms of the ſaid Petitions.

Overture for an Act preſented by Mr. *Fletcher* of *Saltoun*, for nominating Perſons to be Commiſſioners to Treat with *England*, Read.

The Report given in by the Commiſſioners appointed by the laſt Seſſion of Parliament, for inſpecting the Accompts of the Publick Fonds laid upon the Table, and Ordered to be Printed.

Moved by the Duke of *Hamilton*, That the Reſolve preſented by him, with the Act for the two Months Supply may be again taken into Conſideration.

Likewiſe Moved, That the Act preſented by the Lord Juſtice Clerk, and Declared by him to be for Fourteen Months Supply payable in two Years, may be likeways Conſidered, and after reaſoning thereon, the Queſtion being ſtated, whether a firſt Reading ſhould be given to the Act for two Months, or the Act for ſix Months Geſs, and carried to the *Act* for ſix Months, and a firſt Reading accordingly ordered to be Marked thereon.

Petition by the Officers of the Army and Gariſons, who want their Cloathing and Clearing, Read, and ordered to be taken into Conſideration before a ſecond Reading of the Act of Supply.

Petition

Petition by *David Baillie* Priſoner in the Caſtle of *Stirling*, Craving to be ſet at Liberty, Read, and the deſire thereof granted, he finding Caution to appear before the Parliament when called.

Petition by Mr. *Patrick Ogilvie* Son to the Earl of *Findlator*, craving that he may have an Independent Troop of Dragoons, to the end therein-mentioned, read, and ordered to be conſidered before the *Act* of Supplie be read for the ſecond time.

Petition the disbanded Officers, relating to their *Arrears* and Subſiſtance, read, and ordered to be taken into Conſideration, with the Report from the Commiſſioners for inſpecting the Accompts of the Fonds.

The Lord Chancellor by order of Her Majeſties high Commiſſioner, adjourned the Parliament till *Tueſday* next at Ten a Clock.

By Order of his Grace* John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament,* Mr. James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.

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MINUTS

Of the Proceedings in Parliament.

Tuesday 25. *July* 1704.

Prayers said,
Rolls Called,

THE Earl of *Caithness* who was absent the last Session of Parliament, took the Oath of Alledgeance, and subscribed the same with the Assurance, and took the Oath of Parliament.

John Brisbain younger of *Bishoptoun* newly elected one of the Commissioners of the Barons for the Shire of *Air*, in place of *John Crawfoord* of *Kilbirnie*, promoted to be Viscount of *Garnock*, took the Oath of Alledgeance, and subscribed the same with the Assurance, and took the Oath of Parliament.

John Stuart of *Kinwhinlick* newly elected one of the Commissioners of the Barons for the Shire of *Bute* in place of Sir *James Stuart* of *Bute*, promoted to be Earl of *Bute*, took the Oath of Alledgeance, and subscribed the same with the Assurance, and took the Oath of Parliament.

Mr. *John Montgomery* of *Wrae* newly elected one of the Commissioners of the Barons of the Shire of *Linlithgow*, in place of *Charles Hope* of *Hopetoun*, promoted to be Earl of *Hopetoun*, took the Oath of Alledgeance, and subscribed the same with the Assurance, and took the Oath of Parliament.

Minuts of the last Sederunt,

The Act of Supply again taken into consideration, and the Act of Security being offered as a Clause to be added to the Act of Supply, Read, and after debate thereon, the following Resolve was offered by the Lord *Ross*, Resolved that the Parliament will proceed to grant two Moneths Supply, for subsisting Her Majesties Forces, and as soon as the Act of Security now read has got the Royal assent, will give four Moneths Supply more.

And then a second Resolve presented by the Earl of *Roxburgh*, *viz.*, Agreed and Resolved that there be a first Reading marked on the Act of Security, and that both this Act, and the Act for the Supply lye without being farder proceeded on, until his Grace her Majesties Commissioner receive Instructions as to the Act of Security, it being then free to the Parliament to proceed to the Acts Joyntly or Separatly, as they shall think fit; And after reasoning on both the saids Resolves, The question was stated approve the first Resolve presented by the Lord *Ross*, or the second Resolve presented by the Earl of *Roxburgh*; and carried approve the second: And the Act of Security being Read, a first Reading was ordered to be marked thereon.

My

My Lord Commissioner and the Estates of Parliament, appointed the next Dyet of Parliament for discussing private Business.

Agreed that previous to all other Business, the Act of Dissolution in favours of *James* Marquess of *Montrose* be taken into consideration.

Petition Doctor *Chamberlain* craving a warrand to cite his Creditors, in order to a Protection, Read, and the desire thereof granted.

The Lord Chancellour by Order of Her Majesties High Commissioner, Adjourned the Parliament till *Thursday* the third of *August* at ten a Clock.

BY *Order of His Grace,* John *Marquess of* Tweeddale *Her Majesties high Commissioner, and the Estates of Parliament,* Mr. James Johnstoun *Lord Clerk Register, Appoints the Heirs and Successors of* Andrew Anderson *Her Majesties Printer to Print these Minuts of Parliament, and that no other presume to Print the same.*

JA. JOHNSTOUN, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson,* Printer to the Queens most Excellent Majesty, *Anno Dom.* 1704.

MINUTS

Of the Proceedings in Parliament.

Thurſday Auguſt 3. 1704.

Prayers ſaid,

Rolls called,

Commiſſion *Alexander Mackie* of *Palgoun*, newly elected one of the Commiſſioners for the Stewartrie of *Kirkcudbright* being preſented: It was objected, that the Election being on the firſt of *Auguſt*, he had very quickly come up, and that there is ground to believe his Commiſſion was contraverted: After Debate thereon he was admitted, but it was declared that all perſons were free to object againſt the ſaid Commiſſion, notwithſtanding of his ſaid Admiſſion, and thereupon he took the Oath of Alledgeance, and ſubſcribed the ſame with the Aſſurance, and took the Oath of Parliament.

Minuts of the laſt Sederunt *read,*

It being moved, that the Act of Diſſolution in favours of *James* Marqueſs of *Montroſe* might be read for the ſecond time; The Earl of *Bute* declared, that he not being cited, he did not ſtate himſelf a Contradictor, and entered his Proteſtation, for ſaving his privat Right, which was admitted, and ordered to be recorded, and thereafter the Act was read, and after reaſoning, and ſeveral Amendments made on the Act, it was put to the Vote, Approve, or not; and carried Approve.

Petition the Earl of *Southerland* and Laird of *Grant*, craving the Proceſs depending at their inſtance againſt the Lords Commiſſioners of the Theſaury, might be remitted to be diſcuſſed before the Lords of Seſſion, read, and the Commiſſioners of the Theſaurie allowed to ſee and anſwer again the next Dyet of Parliament, and ordered, that then this Petition and Anſwers be taken into Conſideration.

Petition the Dutches of *Buccleugh* againſt the Earls of *Melvill* and *Leven*, and Mr. *James Melvill* of *Hall-hill*, craving a Dyet may be appointed for hearing her Cauſe againſt them, and that Sir *David Dalrymple* may be allowed to plead the ſame. The Earl of *Leven* deſired to ſee and anſwer the ſaid Petition, and it being put to the Vote, appoint a day for hearing, or to ſee and anſwer, it carried appoint a day for hearing, and the ſecond Dyet of Parliament next Week appointed for that effect, and Sir *David Dalrymple* allowed to plead for her.

The

The Complaint the Earl of *Rutherglen* againſt an illegal order for Quartering, appointed to be heard after the Dutcheſs of *Buccleughs* Cauſe the ſecond Dyet of Parliament next Week.

The next Dyet of Parliament appointed for conſidering the Report from the Commiſſioners appointed by the laſt Seſſion of Parliament, for the inſpecting the Accompts of the publick Funds, and declared the Parliament will then conſider the Petition given in by the Duke of *Athol*, and the Officers of his late Regiment. The Petition for Lieutenant General *Ramſay*, The Petition for the Viſcount of *Teviot*. The Petition for Collonel *George Mcgill*. The Petition for the Officers of the Army and Garriſons, who want their Clearing and Cloathing. The Petition for Lieutenant Collonel *John Hepburn*. The Petition for Capt in *Thomas Hay*. The Petition of the disbanded Officers. The Petition for the Corporals in the independent Troops of Horſe. Petition Marqueſs of *Lothian*. Petition *John Auchmutie*. Petition Sir *William Dowglaſs*. Petition the Relict of Captain *Alexander Dumbar*. Petition Captain *David Lindſay*, and all the other Officers Petitions relating to Arrears.

Petition *Frances* Counteſs Dowager of *Seaforth*, craving an Aliment, read, and the Creditors of the Earl of *Seaforth* allowed to ſee and anſwer.

Petition the ſaid *Frances* Dowager of *Seaforth*, craving an Warrand for Letters to ſummond *Kenneth Mackenzie* and others therein mentioned, in order to the making up of a Write, read, and the ſaid *Kenneth Mackenzie* and others allowed to ſee and anſwer.

Petition *Alexander Mackdonald* of *Glengarie*, craving the Garriſon may be removed from his Houſe of *Invergarie*, and the Parliament to modifie and determine a Sum to be payed to him in Reparation of his Loſſes and Damnages, read, and Her Majeſties Advocat allowed to ſee and Anſwer againſt the ſecond Dyet of Parliament next Week.

Petition Sir *James Stuart* of *Goodtrees* Her Majeſties Advocat, craving a day may be appointed for hearing his Cauſe againſt *Johnſtoun* of *Straitoun*, read, and the ſecond Dyet of Parliament next Week appointed for that effect, after the Dutcheſs of *Buceleughs* and the Earl of *Rutherglens*.

Act for more effectual payment of the Commiſſioners of Juſticiary their Sallaries, read, and ordered to ly on the Table.

Petition *James Bayn* Wright, craving Reimburſement of a Sum of Money advanced by him for finiſhing the Palace of *Holy-rude-houſe*. Read, and the ſame ordered to be conſidered after the Report of the Commiſſion for auditing Accompts.

Act in favours of a Maiden Hoſpital erected by the Merchants of *Edinburgh*, with another Act in favours of a Maiden Hoſpital to be erected by the Incorporations of *Edinburgh* Read, and a firſt Reading ordered to be marked on both the ſaids Acts.

Act Diſcharging importing *Iriſh* Butter and Cheeſe Read, and a firſt Reading ordered to be marked thereon.

The contraverted Elections of the Shires of *Roſs* and *Clackmannan* ordered to be diſcuſſed the next Dyet of Parliament after report of the Commiſſion for auditing the Accompts.

Act in favours of the Shire of *Caithneſs* Read, and a firſt Reading ordered to be marked thereon.

Act

Act for draining Lochs and Maraſhes Read, and a firſt Reading ordered to be marked thereon, and the ſame ordered to be printed.

The Proceſs the Laird of *Clackmannan* againſt his Creditors, ordered to be heard the ſecond Dyet of Parliament next Week.

Petition *James Oliphant* of *Langtoun* againſt Mr. *Robert Alexander*, read, and refuſed, leaving the Petitioner to inſiſt in any Action competent to him before the Judge Ordinar as accords.

Repreſentation for the Merchants of *Edinburgh*, againſt all wearing of Silk, read, and the Silk Manufactories allowed to ſee and anſwer the firſt Dyet of Parliament next Week.

Act diſcharging the importing of Woollen Manufactories, and allowing the Exportation of Wooll preſented, and ordered to be printed.

The Lord Chancellor by order of Her Majeſties high Commiſſioner, adjourned the Parliament till to Morrow at Ten a Clock.

By Order of his Grace John *Marqueſs of* Tweeddale, *Her* Majeſties *High Commiſſioner, and the Eſtates of Parliament,* Mr. James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her* Majeſties *Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

JA. JOHNSTOUN, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1704.

MINUTS

Of the Proceedings in Parliament,

Friday Auguſt 4. 1704.

Prayers ſaid,
Rolls called,

THe Lord *Burligh* who was abſent the laſt Seſſion of Parliament, took the Oath of Alledgeance, and ſubſcribed the ſame, with the Aſſurance, and took the Oath of Parliament.

Another Commiſſion for *Patrick Murdoch* of *Cumloaden*, newly elected one of the Commiſſioners for the Stewartrie of *Kirkcudbright*, preſented, and the Competition moved betwixt this Commiſſion and the Commiſſion given to *Palgoun*: After reaſoning, it was agreed, that the matter ſhould be remitted intire to be proceeded in the firſt Dyet of Parliament next Week, and *Palgoun* of conſent declared that he would not Vote till the Caſe was Determined.

Minuts of the laſt Sederunt *read.*

Petition the Earl of *Sutherland* and Laird of *Grant*, againſt the Lords Commiſſioners of the Theſaury, and a farder Delay being craved, the firſt Dyet of Parliament was appointed for conſidering the ſame, previous to all other buſineſs; and in the mean time the Lords Commiſſioners allowed to ſee and anſwer the ſamen.

Moved, that the Act nominating Perſons to be Commiſſioners to treat with *England* might be again read, in order to have a firſt reading marked thereon; Likeways moved, that the Act of Security might have a ſecond Reading; and after reaſoning, it was put to the Vote, Proceed this day to the Conſideration of the Report of the Commiſſion for auditing the Accompts of the Publick Funds, or to one of the two publick Acts now propoſed, and carried, to one of the two publick Acts; Thereafter put to the Vote, Proceed to conſider the Act for Nominating Perſons to be Commiſſioners to treat with *England*, or to conſider the Act of Security, and carried to the Act nominating perſons to treat with *England*, and the ſaid Act being read, a firſt reading ordered to be marked thereon, and the Act ordered to be Printed.

The Lord Chancellor by Order of the Lord high Commiſſioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY *Order of his Grace*, John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament*, Mr. James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. JOHNSTOUN, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1704.

MINUTS

Of the Proceedings in Parliament,

MINUTS

Of the Proceedings in Parliament.

Saturday Auguſt 5. 1704.

Prayers ſaid,
Rolls called,

THe Lords *Balmerinno* and *Blantyre* took the *Oath* of Alledgeance, and ſubſcribed the ſame with the Aſſurance, and took the Oath of Parliament.

Minuts of the laſt Sederunt *read.*

Moved that a day be appointed for nominating Commiſſioners to be inſert in the Act and Commiſſion of Treaty with *England:* Likewiſe moved, that the Act of Security might be read the ſecond time, and after reaſoning, agreed, that the next Dyet of Parliament be appointed for Nomination of the ſaids Commiſſioners, and the ſecond Dyet of the Week after the next Week for a ſecond reading of the ſaid Act and Commiſſion, and in the mean time to proceed to the Acts of Security and Supplie.

Act of Security read the ſecond time, and after adviſing before voting the ſaid Act, the Marqueſs of *Annandale* renewed his Proteſtation made laſt Seſſion of Parliament, againſt paſſing the ſaid Act, and craved that his Diſſent might be marked.

The Act was put to the Vote, approve, or not; and carried approve.

Next Dyet of Parliament appointed to conſider the Report of the Commiſſion for auditing the Accompts of the publick Funds after the naming of the Commiſſioners to be inſert in the Act and Commiſion of Treaty with *England.*

The *Act* of Supplie for ſix Months Ceſs out of the Land rent to be given to the Queen, for the ends, and payable at the Terms therein mentioned, read the ſecond time; and after ſome debate and Amendments made thereon: It was put to the Vote, approve the ſaid *Act*, or not, and carried approve *nemine contradicente.*

Ordered, that the Noblemen and Commiſſioners for Shires, and other Members concerned, bring in Liſts of Commiſſioners of Supplie next Dyet of Parliament, and if they do not, that the Lord Regiſter fill up the Commiſſioners formerly named in the laſt Act of Supplie.

The Petition the Earl of *Southerland* and Laird of *Grant*, with a Repreſentation given in by the Commiſſioners of Theſaury, read, and after hearing Her Majeſties Advocat and Solicitor for the Queens Intereſt; It was put to the Vote, Remit the Cauſe to be diſcuſt before the Lords of Seſſion, or

reſerve

reserve the same to be considered in plain Parliament, and that a day be appointed for that effect, and carried Remit.

Before the said Vote, the Marqueſs of *Annandale*, Earl of *Marchmount*, and Mr. *Francis Montgomery* gave in their Proteſtation againſt the ſame, and craved the ſame might be recorded, and that they might have Extracts thereof, and the Laird of *Grant* younger proteſted in the contrair.

Act of Diſſolution of the Feu-duties of *Bute*, and other Rents allocat to the keeping of the Caſtle of *Dumbarton*, and the Conſtabulary thereof. *Act* for the Security of the Kingdom. The *Act* of Supplie, all touched with the Scepter by Her Majeſties Commiſſioner in the uſual manner.

The Lord Chancellor by Order of the Lord high Commiſſioner, Adjourned the Parliament till *Tueſday* next at Ten a Clock.

BY *Order of His Grace*, John *Marqueſs of* Tweeddale *Her Majeſties high Commiſſioner, and the Eſtates of Parliament*, Mr. James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. JOHNSTOUN, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1704.

MINUTS

Of the Proceedings in Parliament.

Tueſday Auguſt 8. 1704.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt *read.*

THe Liſts of Commiſſioners of Supplie for the Shires following, preſented by the ſeveral Members concerned, their Titles and Subſcribers Read, *viz. Edinburgh, Haddingtoun, Berwick, Roxburgh, Selkirk, Tweeddale, Lanerk, Wigtoun, Air, Dumbartoun, Bute, Renfrew, Linlithgow, Perth, Kincairn, Cromartie, Argyle, Nairn, Fife, Angus, Bamff, Kirkudbright, Caithneſs, Orknay, Clackmannan* and *Roſs*; and the matter continued till the next Dyet of Parliament, that ſuch of the Members as had not given in their Liſts may give them in, and any additional Liſts given in may be ſeen betwixt and that time.

Moved, that the Parliament proceed to name the Commiſſioners to be inſert in the Act and Commiſſion of the Treaty with *England*, and that the Eſtates ſeparat to choiſe them conform to cuſtom. Moved, that the ſaids Commiſſioners be choſen in plain Parliament; Likewiſe moved, that the Plot be enquired into, and a day appointed for that effect; After reaſoning on the ſaid laſt Motion, the following Reſolve was preſented, *viz.* Reſolved that the Houſe of Lords addreſs to the Queen, in relation to the Nomination of their Succeſſor to our Crown, and their Examination of the Plot, in ſo far as concerns *Scotland*, or *Scotsmen*, was an undue Intermeddling with our concerns, and an Incroachment upon the Independency, Honour and Sovereignty of this Nation, and that the Proceedings of the Houſe of Commons were like thoſe of Good Subjects to their Queen, and good and friendly Neighbours to *Scotland*: After debate thereon, moved that the firſt Clauſe concerning the Houſe of Lords might be put to the vote; Likeways moved, that the ſame may be delayed to be farder conſidered, and after reaſoning, it was put to the Vote, Proceed, or Delay, and carried proceed; And thereafter it was put to the Vote, approve the ſaid firſt Clauſe, or not, and carried Approve; and then the ſecond Clauſe as amended, *viz.* That the Proceedings of the Houſe of Commons in all theſe Matters, was like thoſe of good and friendly Neighbours to this Nation, put to the Vote, Approve, or not, and carried not.

The Lord Chancellor by Order of the Lord high Commiſſioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY Order of his Grace, John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament, Mr.* James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties* Printer, *to* Print *theſe* Minuts *of* Parliament, *and that no other preſume to* Print *the ſame.*

JA. JOHNSTOUN, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1704.

MINUTES

Of the Proceedings in Parliament

MINUTS

Of the Proceedings in Parliament.

Wedneſday Auguſt 9. 1704.

Prayers ſaid,
Rolls *called,*
Minuts of the laſt Sederunt *read.*

THe reſt of the Liſts of Commiſſioners of Supplie, with ſeveral Additional Liſts for the Shires following preſented by the ſeveral Members concerned, the Articles and Subſcribers read, *viz. Aberdeen, Stirling, Dumfries, Sutherland, Elgine, Inverneſs* and *Kinroſs,* and the whole Liſts adjuſted.

Moved that a day be appointed for examining the Plot, and agreed that the firſt Dyet next Week be appointed for that effect, and that ſuch Documents as were ſent from *London* to the Council, may be tranſmitted to the Clerks of Parliament; and alſo that ſuch Declarations as have been taken here relating thereto be alſo laid upon the Table.

Act diſcharging the importing of Woollen Manufacture, and allowing the exporting of Wooll and Skins, read, and after debate, it was put to the Vote, proceed, or delay, and carried proceed, and a firſt reading ordered to be marked on the Act.

The next Dyet of Parliament appointed for hearing the Cauſe of the Dutcheſs of *Buccleugh*, againſt the Earls of *Melvill* and *Leven*, and after that the report of the Commiſſion for auditing the Accompts of the publick Funds, and thereafter the controverted Elections for the Stewartrie of *Kirkcudbright*, Shires of *Roſs* and *Clackmannan* to be diſcuſſed.

The Act of Supplie ordered to be publiſhed and printed.

Petition *Lyell* of *Gairns* for a Cloath-Manufactorie, read, and ordered to ly on the Table.

Overture for an Act anent Coal and Salt, read, and ordered to ly on the Table.

Act for the more effectual payment of the Commiſſioners of Juſticiary their Sallaries, read, and a firſt reading ordered to be marked thereon.

Petition Mr. *Alexander Higgins* of *Craigforth*, craving a day may be appointed for hearing his Proceſs againſt *John Callender* of *Craigforth*, read, and the firſt Dyet next Week for privat Buſineſs appointed for that effect.

Act

Act and Commiſſion for viſiting Univerſities and Schools, read, and a firſt reading ordered to be marked thereon.

Act diſcharging importing of *Iriſh* Butter and Cheeſe, read, and a firſt reading ordered to be marked thereon.

Act diſcharging importing of Moloſſes, read, and a firſt reading ordered to be marked thereon.

Act anent Juſtices of Peace, read, and ordered to ly on the Table.

Act for repairing Banks of Rivers, Waters and Burns preſented.

Ordered, that all the above-mentioned Acts be Printed.

The Lord Chancellor by Order of the Lord high Commiſſioner, Adjourned the Parliament till to Morrow at Ten a Clock.

BY Order of His Grace, John *Marqueſs of* Tweeddale *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Mr. James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. JOHNSTOUN, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon,* Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1704.

MINUTS

Of the Proceedings in Parliament.

Thurſday Auguſt 10. 1704.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt *read.*

THe Proceſs the Dutcheſs of *Buccleugh* againſt the Earls of *Melvill* and *Leven*, and Mr. *James Melvill*, upon the Proteſtation taken by her for Remeed of Law, againſt the Interloquitors pronounced by the Lords of Seſſion in the Action of Exhibition and Reduction at her Inſtance againſt the ſaids Defenders being called, and the Advocats for either Party fully heard upon their Dilators in the matter of the Exhibition; The Parliament having adviſed the Debate upon the Executions, found the Execution againſt Mr. *James Melvill* at his Lodging in *Edinburgh*, null, in reſpect he was neither perſonally apprehended, nor had Lodged there fourty days before the Execution, and allowed the Execution againſt the ſaid Defender at his dwelling-houſe in the Countrey to be yet ſeen in common form, and having adviſed the Debate and the other Defence, that Mr. *James* muſt firſt be called, ſuſtained the Dilator, and found no Proceſs, unleſs Mr. *James Melvill* as a party be called.

The complaint the Earl of *Rutherglen* againſt an illegal order for Quartering, appointed to be heard next Dyet of Parliament for privat buſineſs.

The Report of the Commiſſion for auditing the Accompts of the publick Funds preſented, and a part thereof Read, and it was reſolved, that whatever ſhall be determined upon the ſaid Report be inſert in the Minuts, and that the Parliament will furder conſider the ſaid Report next Dyet of Parliament previous to all other buſineſs.

Ordered, that *Robert Rutherfoord* and *David Callender* attend the ſeveral Dyets of Parliament, and likewiſe theſe concerned in the Ballance of the above Accompts.

Act remitting to the Commiſſioners appointed for ſtating the publick Accompts, all the Difficulties that occurr in their Report with a Parliamentary Power, read, and ordered to ly on the Table.

The Lord Chancellor by Order of the Lord high Commiſſioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY *Order of his Grace*, John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament*, Mr. James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties* Printer, *to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. JOHNSTOUN, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1704.

MINUTS

Of the Proceedings in Parliament.

Tuesday, April 10. 1704.

Prayers said.

Roll called.

Minutes of the last Sederunt read.

The Process the Duchess of Buccleugh against the Earls of Athol and Tarras, and Mr. James Murray, upon the Translation taken by her for Reasons of Law, against the Interlocutors pronounced by the Lords of Session in the Action of Exhibition and Reduction at her Instance against the Earls Dundonald being called, and the Advocats for either Party fully heard upon their Diligence in the matter of the Exhibition; The Parliament having advised the Debate upon the Executions, found the Execution against Mr. James Murray at his Lodging in Edinburgh null, in respect he was neither personally apprehended, nor had Lodged there fourty days before the Execution, and allowed the Execution against the said Duchess at her dwelling-house in the Country to be yet seen in common Form, and having advised the Debate and the other Diligence, that Mr. James Murray might be called, tabled and the Diligence, and found no Process, unless Mr. James Murray as a party be called.

The Complaint the Earl of Marchmont against an illegal order for Quartering, appointed to be heard next Diet of Parliament for privat business.

The Report of the Commission for auditing the Accompts of the publick Funds presented, and a part thereof Read, and it was resolved, that whatever shall be determined upon the said Report be inlert in the Minuts, and that the Parliament will take consider the said Report next Diet of Parliament previous to all other business.

Ordered, that Robert Baird and David Callender attend the several Dyets of Parliament, and likewise these concerned in the Ballance of the above Accompts.

Adjourning to the Commissioners appointed for stating the publick Accompts, all the Difficulties that occurr in their Report with a Parliamentary Power, read, and ordered to ly on the Table.

The Lord Chancellor by Order of the Lord high Commissioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY Order of Sir Orare, John Marquels of Tweeddale, Her Majesties High Commissioner, and the Estates of Parliament, Mr. James Johnston Lord Clerk Register, appoints the Heirs and Successors of Andrew Anderson, Her Majesties Printer, to Print the Minuts of Parliament, and that no other persons to Print the same.

JA. JOHNSTOUN, Cls. Reg.

Edinburgh, Printed by the Heirs and Successors of Andrew Anderson, Printer to the Queens most Excellent Majesty, Anno Dom. 1704.

MINUTS

Of the Proceedings in Parliament.

Friday August 1. 1704.

Prayers said,
Rolls called,
Minuts of the last Sederunt *read.*

ACT for the more effectual payment of the Commissioners of Justiciary their Sallaries, read the second time, and after several Amendments made thereon, it was put to the Vote, Approve, or no and carried Approve.

The Parliament proceeded to consider the Report of the Commission for auditing the Accompts of the publick Funds, and having read the first four Accompts of Charge and Discharge, with the Observations thereon contained in the said Report; They sustained the first Observation on the first Accompt as to the first Article of Rests given up by *Jo. Drummond* & *Ja. Maxwel*, and sustained the second Observation; & sustained the third Observation relating to Sir *Alex. Bruce*. As to the fourth Observation for provision to *English* Forces, they find & state the same as an Article due by *England*: As to the fifth Observation, the Sum therein is likewise found due by *England*, and ordered that the Clerk to the Thesaury produce the Instructions of the said fifth Article again the next Dyet of Parliament: As to the sixth Observation, ordered that the Instructions thereof be likeways produced by the Clerks to the Thesaury. As to the seventh Observation, they sustain the same, and as to the eight Observation, find that the fifth and sixth Articles are carried on to the subsequent Accompt.

The second Accompt in the Report read, and ordained that the Instructions of the first Article of Discharge be brought in the next Dyet of Parliament, as also the Instructions of the second Article, and the third Article sustained; as to the fourth Article remitted to the said Commission to bring in a particular Accompt of what is over-rated; As to the fifth Article, the Commission to report how it was allowed to the Accomptants, and by whom next Dyet of Parliament; The Consideration of the sixth Article continued to the next Dyet of Parliament, to the end the Clerks of Thesaury and Mr. *Dunlope* may give account thereof, and the seventh Article sustained.

As to the Observations on the said second Accompt, the fourth Observation to be considered the next Dyet of Parliament; The fifth Observation, that the

the Clerks of Thesaury give account how it was imployed, and by whose order next *D*yet of Parliament; The sixth Observation, the Parliament find the Sum therein still due, as is acknowledged by Mr. *Dunlope*; As to the seventh Observation continued to be farder considered when the Instructions of the former Observations are brought in.

The third *A*ccompt in the Report read, and the first Article of Discharge sustained, and the Warrands of the second and third Articles ordained to be produced; The fourth Article sustained as carried down to the next *A*ccompt, and the fifth and sixth Articles sustained as in the first Observation thereon; and the Parliament find the seventh Article is carried down to the subsequent Accompt.

As to the Observations, the Parliament sustain the fifth and sixth, and find the fourth and seventh carried down to the subsequent Accompt.

The fourth Accompt in the report read, and the *A*rticles of *D*ischarge with the *O*bservations thereon considered; The first, second, third, fourth and fifth *O*bservations sustained, and as to the sixth Observation, remitted to the Commission to consider the Accompt given in by *Sir George Hamilton*, and to report next Dyet of Parliament, and the seventh Observation sustained.

Agreed, that the Parliament will proceed on the report of the Publick Accompts the following *D*yets of Parliament, and go on therein till they be ended, without interposing any other Business whatsomever.

Ordered that the Solicitor cause cite all persons concerned mentioned in the Report of the Commission, by whom the several Ballances are alledged to be due.

Agreed, that the farder Consideration of the Plot come in after the said Accompts are ended.

The Lord Chancellor by Order of the Lord high Commissioner, adjourned the Parliament till *Munday* next at Ten a Clock.

BY *Order of his Grace* John *marquess of* Tweeddale, *Her majesties High Commissioner, and the Estates of Parliament,* MR. James Johnstoun *Lord Clerk Register, Appoints the Heirs and Successors of* Andrew Anderson, *Her majesties Printer, to print these Minuts of Parliament, and that no other presume to print the same.*

JA. JOHNSTOUN, *Cl. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Queens most Excellent Majesty, *Anno Dom.* 1704.

MINUTS

Of the Proceedings in Parliament.

Monday *August* 14. 1704.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt *read.*

THe Parliament proceeded to the further Conſideration of the Report of the Commiſſion for auditing of the Accompts of the publick Funds, and the fifth Accompt in the Report being read, the Conſideration of the ſecond Obſervation thereon continued till the next *D*yet of Parliament, and the Clerks of the Theſaury ordered to inſtruct how the Sum therein mentioned was applyed, and to whom, and what Money was payed out of the *C*ivil Liſt to the Army; The third, fourth, fifth and ſixth Obſervations ſuſtained; Upon reading the ſeventh Obſervation, there was a Petition preſented by Sir *Alexander Bruce* and his Partners, anent his Expenſes and Depurſements in Forraging the Army; Craving, that the ſame may be provided for out of the Funds of the Army, and that it be remitted to the ſaid Commiſſion, to take in, and ſtate his Accompts, read, and ordered to ly on the Table, and the Clerk to the Theſaury ordered to give an Accompt thereof next Dyet of Parliament: As to the eight Obſervation, finds the ſame carried down to the ſubſequent Accompt.

The ſixth Accompt in the Report read, the firſt Obſervation ſuſtained, the ſecond Obſervation carried on to the next Accompt: The third Obſervation, the Clerks of theſaury ordered to give an Accompt thereof. The fourth, fifth and ſixth Obſervations ſuſtained. The ſeventh Obſervation the Conſideration thereof reſerved till the payment of the Ballance due to the Accomptants be conſidered. The eight Obſervation to be conſidered next *D*yet of Parliament. The ninth Obſervation, that the Decreet of Exchequer for inſtructing thereof be produced next Dyet of Parliament. Tenth Obſervation, It was put to the Vote, proceed to the Conſideration thereof, or delay, and carried delay. The eleventh Obſervation ſuſtained.

The Lord Chancellor by Order of the Lord high Commiſſioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY Order of his Grace, John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament, Mr.* James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties* Printer, *to Print theſe Minuts of Parliament, and that no other preſume to* Print *the ſame.*

JA. JOHNSTOUN, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon,* Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1704.

MINUTS

Of the Proceedings in Parliament.

Monday, August 14. 1704.

Prayers said.
Rolls called.
Minuts of the laſt Sederunt read.

The Parliament proceeded to the further Conſideration of the Report of the Commiſſion for auditing of the Accompts of the publick Funds, and the fifth Accompt in the Report being read, the ſecond Obſervation thereon continued till the next Dyet of Parliament, and the Clerks of the Theſaury ordered to inſtruct how the Sum therein mentioned was applyed, and to whom, and what Money was payed out of the Civil Liſt to the Army: The third, fourth, fifth and ſixth Obſervations ſtained; Upon reading the ſeventh Obſervation, there was a Motion prefented by Sir Alexander Bruce and his Partners, anent his Expenſes and Deputements in Forraging the Army; Craving, that the ſame may be provided for out of the Funds of the Army, and that it be remitted to the ſaid Commiſſion, to take it, and ſtate his Accompt, read, and ordered to ly on the Table, and the Clerk to the Theſaury ordered to give an Accompt thereof next Dyet of Parliament: As to the eight Obſervation, finds the ſame carried down to the ſubſequent Accompt.

The ſixth Accompt in the Report read, the fifth Obſervation ſuſtained, the ſecond Obſervation carried on to the next Accompt: The third Obſervation, the Clerks of Theſaury ordered to give an Accompt thereof. The fourth, fifth and ſixth Obſervations ſuſtained. The ſeventh Obſervation the Conſideration thereof reſerved till the payment of the Ballance due to the Accompt ſtands be conſidered. The eight Obſervation to be conſidered next Dyet of Parliament. The ninth Obſervation, that the Decreet of Tabler quer for inſtructing thereof be produced next Dyet of Parliament. Tenth Obſervation, it was put to the Vote, proceed to the Conſideration thereof, or delay, and carried delay. The eleventh Obſervation ſuſtained.

The Lord Chancellor by Order of the Lord high Commiſſioner, adjourned the Parliament till to Morrow at Ten a Clock.

THE Order of his Grace, John Marquels of Tweeddale, His Majeſties High Commiſſioner, and the Eſtates of Parliament, Mr. James Johnſtoun Lord Clerk Regiſter, appoints the Heirs and Succeſſors of Andrew Anderſon Elder Majeſties Printer, to Print the Minuts of Parliament, and that no other perſons Print the ſame.

JA. JOHNSTOUN, Cl. Reg.

Edinburgh, Printed by the Heirs and Succeſſors of Andrew Anderſon, Printer to the Queens moſt Excellent Majeſty, Anno Dom 1704.

MINUTS

Of the Proceedings in Parliament,

Tueſday Auguſt 15. 1704.

Prayers ſaid,
Rolls Called,
Minuts of the laſt Sederunt *read.*

ACT continuing the Commiſſion for auditing of the Accompts of the publick Funds Read, and a firſt reading ordered to be marked thereon.

The Parliament proceeded to the farder Conſideration of the Report of the Commiſſion for auditing the Accompts of the publick Funds, & the ſeventh Accompt in the Report being read, the conſideration of the firſt Obſervation continued till the Pole 1695 come in to be conſidered. The ſecond and third Obſervations ſuſtained. The fourth Obſervation ordered that the Act of Exchequer for inſtructing the Article therein mentioned be produced. The fifth Obſervation carried on to the ſubſequent Accompt. The ſixth Obſervation ordered that the Acts of Exchequer for inſtructing thereof be produced. The ſeventh Obſervation carried on to the ſubſequent Accompt. The eight Obſervation ſuſtained. The ninth Obſervation ordered that the Shires of *Roſs* and *Cromarty* adjuſt their *Quota*'s ſo as to make up the total.

The eight Accompt in the Report read, the firſt Obſervation continued till Sir *William Meinzies* be heard after the Conſideration of this Accompt is ended. The ſecond and third Obſervations the Inſtructions thereof to be produced, and conſidered in Parliament. The fourth Obſervation ſuſtained. The fifth Obſervation ordered that *Robert Rutherfoord* and the Accomptants clear this Article, or be lyable for it. The ſixth Obſervation, that the Shires of *Roſs* and *Cromarty* ſo adjuſt their *Quota*'s as to make up the total.

The Parliament again proceeded to the conſideration of the firſt Obſervation in this Accompt in relation to Sir *William Meinzies*, and he being called, compeared, and preſented an Information with a Petition, both which were read, and after hearing and debate, the Vote was ſtated, It the Tack ſet by the Lords of Theſaury and Exchequer to Sir *William* Meinzies and Partners be a ſtanding Tack for the firſt two years, yea, or not, and carried in the Affirmative.

The Parliament declared they would proceed upon the Conſideration of this Affair next Dy et of Parliament.

The Lord Chancellor by Order of Her Majeſties high Commiſſioner, Adjourned the Parliament till to Morrow at Ten a Clock.

By Order of his Grace John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament,* Mr. James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

JA. JOHNSTOUN. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1704.

MINUTS

Of the Proceedings in Parliament.

Wedneſday Auguſt 16. 1704.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt *read.*

ORdered, that the Orders of the Houſe be put in Execution againſt the Members that are abſent at calling the Rolls.

Overture for an Act advancing and eſtabliſhing the Fiſhing Trade, read, and ordered to ly on the Table and to be printed.

The Parliament proceeded to the farder Conſideration of Sir *William Meinzies* his Affair, and after hearing him, and Debate thereon, it was put to the Vote, whether he ſhould pay at the Terms following nine thouſand pound *Sterl.* or five thouſand pound *ſterling* of his Tack-duty, and carried five thouſand pound *ſterling* payable at *Martinmaſs* and *Candlemaſs* next by equal Portions, and remitted to the Commiſſion of Parliament to be named to conſider, whether the Accompt given in by him be a true Accompt to be reported next Seſſion of Parliament, and in the mean time ſiſt Execution for the remaining Sum of his Tack-duty; Before the ſaid Vote, the Earl of *Southerland* proteſted, that what ever Deduction of the Tack-duty was given to Sir *William Meinzies*, that the Parliament make it up, as is more fully contained in his Proteſt.

Ordered that none of the Collectors or Tackſmen appointed by him, pay any Sums of Money to him that is not contained in the ſaid Accompt.

Ordered, that the Clerks of Theſaury bring in a Report, how the Army was payed during Sir *Williams* Tack.

The Accompt of the Hearth-Money read, the firſt Obſervation ſuſtained, the ſecond Obſervation the Clerks of the Theſaury ordered to produce the Theſaury Books for inſtructing thereof; As to the third, fourth and fifth Obſervations, the Parliament find, that whatever was payed in by *Caſſingray* conform to the ſtated Accompt with the Theſaury, the Cautioner cannot be lyable therefore, and allow the twelve thouſand Hearths as deficient, in regard the Collectors depoſed thereon before the Theſaury, and their Bonds were ordained to be given up to them, and as to the Shires, Paroches and Houſes not given up, Ordered that the Collectors compt for them before

fore a Commiſſion be named, and find the Cautioner only lyable according to their Intromiſſion, and remit to the ſaid Commiſſion to cite before them ſuch as were Collectors at that time, and to inquire thereanent. As to the ſixth Obſervation, ordered that the Clerks of Theſaury give in Accompt next Dyet of Parliament, how the Articles therein mentioned was applyed, and by whoſe Order.

Overture for an Act anent Miſapplication of Funds given for maintainance of the Forces, read, and ordered to ly on the Table, and to be printed.

The ſeventh Obſervation, the Ballance therein remitted to the Commiſſion to be named, to be farder conſidered by them.

The Lord Chancellor by Order of the Lord high Commiſſioner, adjourned the Parliament till *Friday* next at Ten a Clock.

BY *Order of His Grace*, John *Marqueſs of* Tweeddale *Her Majeſties high Commiſſioner, and the Eſtates of Parliament*, Mr James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. JOHNSTOUN, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1704.

MINUTS

Of the Proceedings in Parliament,

Friday August 18. 1704.

Prayers ſaid,
Rolls Called,
Minuts of the laſt Sederunt *read.*

ACT continuing the Commiſſion for auditing the Accompts of the publick Funds read the ſecond time, and the further Conſideration thereof delayed till the next Dyet of Parliament.

Ordered that Sir *William Meinzies* ſign the Accompt given in by him laſt Dyet of Parliament.

The Accompt of the Pole-money the year 1693, read.

Petition *Katharine Hamilton* Relict of Captain *Alexander Dunbar*, craving payment of Arrears due to her Husband, with a Declaration and Conſent ſubſcribed by ſeveral Officers in her favours, read, and after reaſoning thereon, it was put to the Vote, grant the deſire thereof for 300 *lib. ſterling* in part of the Arrears craved, or remit to the Commiſſion, and carried grant the deſire thereof for 300 *lib. ſterling.*

The firſt Obſervation ſuſtained, the ſecond Obſervation ſuſtained, and the Ballance therein mentioned allowed to the Laird of *Jerviſwood*; as to the third Obſervation, after reaſoning thereon, it was put to the Vote. whether to prefer the Accompts ſtated due to the Countrey, or to the Officers for their Arrears to the Ballance of the ſaid Accompt, and carried, Prefer the Officers for their Arrears; And the Parliament recommended to the Commiſſion to be named to enquire into the undue Tranſactions made anent the Accompts due to the Countery, and to Report.

The Parliament recommends to the Commiſſion to be named to conſider the Arrears due to the Gariſons of the Caſtles of *Edinburgh*, *Stirling*, and *Dunotter*, to the effect that what was payed out by the ſeveral Officers for ſubſiſting their Gariſons may be Reimburſed to them.

The fourth Obſervation delayed till the next Dyet of Parliament.

Agreed that the Parliament diſcuſs the Accompts previous to all other Buſineſs.

Ordered that the QUEENS Advocat and Solicitor reviſe the Ratifications and Fairs to be paſt this Seſſion of Parliament.

The Lord Chancellor, by Order of the Lord High Commiſioner, Adjourned the Parliament till to Morrow at Ten of the Clock.

BY Order of his Grace John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament,* Mr. James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

JA. JOHNSTOUN. *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1704.

Numb. 13.

MINUTS

Of the Proceedings in Parliament,

Friday, April 18. 1701.

A CT for naming the Commission for auditing the Accompts of the public Debts, was read the second time, and the further Consideration thereof adjourned till the next Dyet of Parliament.

Ordered that Sir William Maxwell sign the Accompt given in by him last Session of Parliament.

The Accompt of the Pole-money the year 1699. read.

Petition Katharine Hamilton Relict of Captain Alexander Dunbar, craving Payment of Arrears due to her Husband, with a Declaration and Contract thereupon, signed by several Officers in her favours, read, and after reasoning thereupon, it was put to the Vote, grant the desire thereof for 300 lib. Sterling in part of the Arrears craved, accordingly to the Commission, and carried Yea.

This Day's Observation, the second Observation ordained, and the Pole-money mentioned allotted to the Laird of Tyrie's Regiment; as to the third Observation, after reasoning thereon, it was put to the Vote, whether to pass the Accompts stated due to the Country, or to the Officers for their Arrears, the Balance of the said Accompt, and carried, Prefer the Officers for their Arrears. And the Parliament recommended to the Commission to be named to enquire into the undue Transactions made anent the Accompts due to the Country, and to Report.

The Parliament recommended to the Commission to be named to consider the Arrears due to the Gentlemen of the Castles of Edinburgh, Stirling, and Dumbarton, to the effect what was craved out by the several Officers for building their Castles may be Examined to them.

The fourth Observation delayed till the next Dyet of Parliament.

Ordered that the Parliament dilates the Accompts previous to all other Business.

Ordered that the CLERKS Advocate and Solicitor revise the Ratifications and Laws to be past this Session of Parliament.

The Lord Chancellor, by Order of the Lord High Commissioner, Adjourned the Parliament till to Morrow at Ten of the Clock.

[illegible] Duke of [illegible] Marquess of Tweeddale, Her Majesty's High Commissioner, and the Estate of Parliament, Mr. James Johnston Lord Clerk Register, appoints the Heirs and Successors of Andrew Audeleon, Her Majesty's Advocate, [illegible] Privilege of Parliament, and that no other Process be past in the Interim.

JA. JOHNSTOUN, Cl. Reg.

Edinburgh, Printed by the Heirs and Successors of Andrew Anderson, Printer to the Queens most Excellent Majesty, Anno Dom. 1701.

MINUTS

Of the Proceedings in Parliament.

Saturday Auguſt 19. 1704.

Prayers ſaid,
Rolls called, and the abſent Members marked.
Minuts of the laſt Sederunt *read.*

ACT for an additional Repreſentation of Commiſſioners of Barrons to the Parliament, read, and after reaſoning, it was put to the vote, mark a firſt reading thereon, or ly on the Table, and carried mark a firſt reading, which was ordered accordingly, and the Draught ordered to be printed.

Act for ſecuring free voting in Parliament, read, and a firſt reading ordered to be marked thereon, and that it be printed.

Petition Lieutenant-Collonel *Alexander Campbel* of *Fanab*, craving payment of Arrears due to him, read, and ordered that two hundred *lib. Sterl.* be payed him out of the firſt and readieſt of the Tack-duty due by Sir *William Menzies*, on the Accompt of his faids Arrears and good Service in *Caledonia*.

Petition the Earl of *Crafurd*, craving relief of his Ingagements for the publick, for cloathing his Regiment and payment of Arrears due to him, read, and ordered that Sir *William Menzies* out of the firſt and readieſt of the Sums due by him, pay to the Petitioner what he is ingaged in for Cloathing, as ſhall be inſtructed before the Theſaury or Commiſſion to be named for auditing the publick Accompts.

Petition the Duke of *Athole* and the Officers of his late Regiment. Petition the Marqueſs of *Lothian* and the Officers of the Regiment of Dragoons under his Command. Petition the Viſcount of *Teviot*. Petition Lieutenant General *Ramſay* and the Officers of Her Majeſties Regiment of Foot-Guards. Petition Collonel *George Mcgill*. Petition Sir *William Dowglaſs*. Petition Lieutenant-Collonel *John Hepburn*, craving relief of their Ingagements for the publick, for cloathing their Regiments, and payment of the Arrears due to them. Petition Captain *Slezer*, craving relief for cloathing the Artilery Company; all read, and the ſeveral Petitions to be conſidered when the Accompts comes in.

Petition Mr *Charles Campbell* craving payment of Arrears due to him, read, and ordered that an hundred pound *Sterling* be payed him to accompt.

Peti-

Petition Captain *Robert Taylor*, craving that a Sum of Money advanced by him for ſupplying the Garriſon of *Cambuſmoir* may be repayed him with Intereſt, read and remitted to the Commiſſion to be named for auditing the Accompts, to inquire thereanent and to report.

Petition the Lord *Bargany*, craving a Decreet of the Commiſſion of Parliament, anent the Pole to be ſuſpended read, and Sir *John Cochran* appointed to ſee and anſwer again the next Dyet of Parliament, but the Parliament refuſed to ſiſt Execution in the mean time.

Petition Sir *William Menzies*, craving Detention of a Sum of Money for cloaths furniſhed by him to the Duke of *Athole* then Earl of *Tullibardine* his Regiment read.

Petition *Frances* Counteſs Dowager of *Seaforth*, craving an Aliment, read, and after reaſoning, it was put to the Vote, grant the deſire of the Petition, yea, or no, and carried in the *Affirmative*, and five hundred pound *Sterling* granted to her of yearly Aliment out of the Eſtate of *Seaforth* during the dependance of the proceſs before the Lords of Seſſion.

Moved that the Parliament proceed to the Accompts of the publick Fonds; Likeways moved, That they proceed to the Act anent the Wooll, and after reaſoning thereon, it was put to the Vote, proceed to the Wooll Act or to the Accompts next dyet of Parliament, and carried firſt to the Wooll Act, and then to the Accompts, previous to all other Buſineſs.

Moved, That the Act and Commiſſi n for plantation of Kirks and valuation of Teinds be read, in order to have a firſt reading marked thereon; And after reaſoning, it was put to the Vote, proceed or delay, and carried delay.

The Lord Chancellor by Order of the Lord high Commiſſioner, adjourned the Parliament till *Tueſday* next at Ten a Clock.

BY *Order of His Grace*, John *Marqueſs of* Tweeddale *Her Majeſties high Commiſſioner, and the Eſtates of Parliament*, Mr. James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. JOHNSTOUN, *Cl. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon*, Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1704.

MINUTS
Of the Proceedings in Parliament.

Tuesday August 22. 1704.

Prayers said,
Rolls called, and the absent Members marked.
Minuts of the last Sederunt read.

IT was objected, that in the principal List of Commissioners of Supplie for the Shire of *Dumbartoun*, the Earl of *Eglintoun* is named in place of the Earl of *Wigtoun*.

Agreed that the Earl of *Wigtoun* was the person intended, and that in the List to be printed, the Earl of *Wigtouns* Name be insert.

Act discharging importing of all Woollen Manufacture, and allowing the Exporting of Wooll, read the second time; There was a Petition presented for the Manufactories, craving to be heard by their Lawyers for their Interests against passing the said Act, read, and after reasoning thereon, It was put to the Vote, hear the Lawyers for the Manufactories or not; and carried not, and the Act being again read, with a Paper containing Reasons against the said Act, after Debate, it was put to the Vote, allow the exporting of Wooll, or not, and carried allow the Exporting of Wooll, and agreed that all sorts of Wooll be exported till next Session of Parliament *inclusive*.

A Clause was offered to be added to the said Act, that there be a Duty put on all the Wooll exported; after reasoning thereon, it was put to the Vote, add the Clause, or not, and carried not.

Another Clause was offered to be added to the said Act, that all the Woollen Manufactories of this Nation exported, be free of all Duty during the continuance of this Act, and after reasoning thereon, it was put to the Vote, add this Clause, or not, and carried add, and the farder Consideration of the Act delayed till the next Dyet of Parliament.

The Lord Chancellor by Order of the Lord high Commissioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY *Order of his Grace*, John *Marquess of* Tweeddale, *Her Majesties High Commissioner, and the Estates of Parliament, Mr.* James Johnstoun *Lord Clerk Register, Appoints the Heirs and Successors of* Andrew Anderson, *Her Majesties Printer, to Print these Minuts of Parliament, and that no other presume to Print the same.*

JA. JOHNSTOUN, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the Queens most Excellent Majesty, *Anno Dom.* 1704.

MINUTS

Of the Proceedings in Parliament.

Wedneſday Auguſt 23. 1704.

Prayers ſaid,
Rolls called, and the abſent Members marked.
Minuts of the laſt Sederunt *read.*

ORdered that the conſideration of the Papers relating to the Plot come in immediatly after the Accompts, and nothing to interveen.

The Act anent the Wooll again read, and put to the Vote, approve of this Act or not, and carried Approve.

Act continuing the Commiſſion for auditing the Accompts of the Publick Funds read the ſecond time, and after ſeveral Amendments made thereon, it was put to the Vote, approve this Act or not, and carried approve.

The Lord Chancellor by order of Parliament gave thanks to the Earls of *Galloway*, *Northesk*, *Balcarras*, *Dunmore*, and *Stairs*, *Robert Dundaſs* of *Arniſtoun*, Sir *John Lauder* of *Fountainhall*, *John Haddo* of *Gleneagles*, *William Seton* younger of *Pitmedden*, *James Ogilvie* of *Boyne* younger, *Colin Campbel*, Mr. *John Clerk*, Mr. *Dougal Stuart*, Sir *David Cunningham*, and Mr. *Robert Frazer*, Members of the ſaid Commiſſion for the exact Diligence in their Report, and allowed a Gratification to four of their number, being a Committee appointed by the reſt, to whom there was a Sum given to be diſtributed by them to their Clerk and the other Servants.

Petition *Archibald Houſtoun* Writer to the Signet, craving a Gratification for his two years Service, as Clerk to the late Commiſſion of Parliament Read, and he allowed to retain of the Money in his own hand an hundred pound *Sterling* for his ſaid Service.

Ordered that theſe who have Claims to the reſpective Funds, and have not given in Petitions, be equally conſidered by the Commiſſion, with theſe that have given in Petitions.

Agreed that all who are lyable to Diligence for cloathing their Regiments and Companies be ſpecially taken into conſideration by the Commiſſion, according to the *Appropriations* by Acts of Parliament.

Petition Lieutenant Collonel *Campbell*, craving payment of Arrears, Read, and remitted to the Commiſſion, to conſider the ſpecialities therein mentioned.

Petition *William Monigomery* Servitor to the Earl of *Seafield* Lord High Chancellor, craving payment of Arrears due to his Father, Read, and ordered

ed that a hundred pound *ſterling* be payed him, out of the firſt and readieſt of the Pole-money 1693.

Petition the Lord *Forbes*, craving payment of Arrears, Read, and remitted to the Commiſſion to conſider the ſpecialities therein mentioned, and Lieutenant Collonel *James Bruce* of *Kennet*, and Lieutennent Collonel *Reid*, their caſes likewiſe remitted to the Commiſſion.

Petition Major *James Cunninghame* of *Aiket*, craving payment of Arrears, Read, and remitted to the Commiſſion.

Petition *Elizabeth Maxwel* Spouſe to Captain *Robert Drummond*, and *Jean Drummond* his Siſter, and having right from Captain *Thomas Drummond* alſo her Brother, craving payment of Arrears due to them, Read, and remitted to the Commiſſion, and the caſe of Lieutenant *John Murray* in the Earl of *Tullibardin's* late Regiment likewiſe remitted to the Commiſſion.

Petition Lieutenant *Alexander Stirling*, craving Payment of Arrears, Read, and remitted to the Commiſſion.

Petition Lieutenant Collonel *William Hay* of *Park*, craving payment of Arrears, Read, and remitted to the Commiſſion for the Publick Accompts, to conſider the Petitioners caſe, with that favour which his preſent condition, and the loſing of one of his Brothers in *Darien*, and another before *Namure* juſtly deſerved.

Petition Captain *Thomas Hay*, craving a Protection, Read, and a Warrand granted to cite his Creditors on twenty four hours Warning.

Petition Sir *Alexander Bruce* of *Broomhall* and Partners, craving repayment of Deburſements for the Army, out of ſome proper Funds, read, and remitted to the Commiſſion for publick Accompts, this Remit neither ſiſting Execution againſt him and Partners, or at his Cautioners and Partners inſtances againſt him for their relief.

Petition Sir *George Hamilton*, craving payment of bygone Sallaries due to him, read, and remitted to the Commiſſion, to conſider his caſe, and determine therein as they ſhall find juſt.

Petition Cornet *John Murray*, craving payment of Arrears, read, and remitted to the Commiſſion.

Petitions *James Maxwel*, *John Drummond*, and *James Dunlop*, late General Receivers, craving payment of the ballance of an Accompt due to them read, and remitted to the Commiſſion to conſider the Petitioners caſe, and determine therein.

Petition *Iſobel Ker* Lady *Manderſton*, craving payment of Arrears due to her deceaſt Husband, read, and remitted to the Commiſſion.

Petition the Dutcheſs of *Argyle*, craving payment of Arrears due to the late Duke of *Argyle*, read, and remitted to the Commiſſion.

Petition Captain *James Stevenſon*, craving payment of Arrears due to him read, and remitted to the Commiſſion.

Petition Sir *William Hope* of *Balcombie*, craving payment of Arrears due to him, read, and remitted to the Commiſſion.

Ordered that all the Officers that went to *Caledonia*, have preference out of the reſpective Funds in which they are concerned.

Petition *James Bayn*, craving payment of a Sum due to him, read, the parliament declared, they would take this Petition, and the Petitioners caſe to their conſideration, when they can conveniently; and in the mean time,

recommends

recommends to the Lords of Thesaury to pay the Petitioner yearly for his Aliment an hundred pound *Sterling* to be payed quarterly, ay and while his case be taken into consideration.

Petition Sir *James Stuart* Her Majesties Advocat, craving a Process of proving the Tenor may be remitted to the Lords of Sesion, to be by them cognosced and finally determined with a Parliamentary power, read, and remitted to the Lords of *Sesion*, to determine in the said *Proces* summarly without abiding the course of the Roll.

Petition Collonel *Scipio Hill*, craving payment of Arrears due to him, read, and his case remitted to the Commission to be determined by them, with that favour and dispatch, which his pains and charge in coming twice to *Scotland* on that Affair, and his necessary Residence in *England* does justly require.

Petition Sir *William Meinzies*, craving to be exonered of his Tack and Tack-duty, upon payment of the Five thousand pound *Sterling*, decerned by the Parliament to be payed at *Martinmas* and *Candlemas* next, read, and the Marquis of *Lothian*, and the Officers of the Army allowed to see and answer the same the first *Sederunt* after to morrow; and in the mean time, remit to the Commission the scrutiny of his Accompt.

Proposal Dr. *Chamberlain* and *Armourer*, anent a Land credit, remitted to the Commission and to Report.

Petition Lord *Bargany*, craving a Decreet of the Commission of Parliament anent the Pole, with the *Answers* thereto by the Tacksmen of the *Pole*, read, and remitted to the Lords of *Session* to determine the *Cause* summarly, with a parliamentary power, and in the mean time sisted Execution.

The Accompt of the Pole-Money the year 1695, read, the first Observation sustained, the Tacksmen instructing the verity of the Imbazlement before the Commission. As to the second Observation, after hearing the Taxmens Lawyers and debate thereon, it was put to the Vote, allow the Quadruples of the Army as an Article of the Discharge, yea, or not; and carried in the *Affirmative*, and remitted to the Commission to state the Extent thereof. The third Observation remitted to be instructed before the Commission, otherways not to be allowed. The fourth Observation, read, the allowance mentioned therein was refused.

Accompt of the Pole-money 1698 read.

Ordered, that the Commission take tryal of undue Transactions made by Tacksmen, Collectors, or any persons concerned in the publick Funds with the Countrey, or Officers of the Army, and report next Session of Parliament.

The second Observation not allowed, unless he instruct payment before the Commission. The third Observation remitted to the Commission to inquire thereanent.

Petition Collonel *George Mcgill*, representing, that *William Cochran* of *Fergushe* Tacksman of the Pole 1698, had extorted from him a Defalcation of eight hundred and twelve *lib. sterling*, as the twenty fifth and eight parts of a Sum contained in a precept drawn by thy Lords of Thesaury for payment of Clothing Money and Arrears, read, with other Complaints of Defalcations extorted from the Seamen, and others of Money due to them by the Publick, and several Abuses committed by him and his Sub-collectors in collecting and giving out the said Pole.

Or-

Ordered, that the ſaid *William Cochran* be carried to priſon until he find Bail, under the penalty of 12000 pound *Scots*, to compear to anſwer the Complaints given, or to be given in againſt him; and the further conſideration of this Affair continued till the next Dyet of Parliament.

The Lord Chancellor by Order of the Lord High Commiſſioner, adjourned the Parliament till to Morrow at Ten a Clock.

BY Order of His Grace, John *Marqueſs of* Tweeddale *Her Majeſties high Commiſſioner, and the Eſtates of Parliament,* Mr. James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon *Her Majeſties Printer to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

JA. JOHNSTOUN, *Cls. Reg.*

Edinburgh, Printed by the Heirs and Succeſſors of *Andrew Anderſon,* Printer to the Queens moſt Excellent Majeſty, *Anno Dom.* 1704.

MINUTS

Of the Proceedings in Parliament.

Thurſday Auguſt 24. 1704.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt *read.*

MOved that the Act for an Additional Repreſentation of Commiſſioners for Barrons might be read a ſecond time, likeways moved that the Parliament proceed upon the Report of the Accompts of the publick Funds, and after reaſoning, agreed that the Accompts come firſt in and next to them the Plot, next thereafter the Act for an additional Repreſentation of the Barrons, and then the Act for ſecuring Free Voting in Parliament previous to all other Buſineſs whatſomever, and nothing to interveen.

Moved, that in regard both the contraverted Commiſſioners for the Shire of *Roſs*, have found that they had equal Votes; Ordered, that Warrand be granted to the Free-holders of the ſaid Shire, to meet at *Michaelmaſs* next, to make a new Election of a Commiſſioner to the Parliament.

The Parliament having taken into their farder Conſideration the Affair of *Cochran* of *Fergusſie*; Ordered that he be brought out of Priſon to the Barr, and after his being farder examined, it was remitted to the Commiſſion to take farder tryal of the Complaints made, or to be made againſt him, and to report; and thereafter it was put to the Vote, remit the Determination of theſe Complaints, in ſo far as they concern the intereſt of privat Parties, to the Commiſſion, or to the Lords of Seſſion, and carried remit to the Seſſion, to be by them ſummarly diſcuſſed.

It was likeways remitted to the Commiſſion to inquire into all Abuſes committed by any of the Receivers or their Servants, and to report.

Ordered that the Members that are preſent at calling the Rolls, and abſent from a Vote without leave, be fined as if they were abſent the whole *Sederunt.*

The fourth Obſervation on the Diſcharge of the Accompt of the Pole 1698, with the Memorial given in by *Fergusſie*, read, and after reaſoning thereon, it was put to the Vote, allow the Quadruples of the Army as an Article of the Diſcharge, yea, or not: and carried in the *Negative.*

Ordered, That the Article in his Memorial, that the Books were not returned in due time from the ſeveral Shires therein mentioned, be remitted to the Commiſſion to inquire anent what Damnages he ſuſtained thereby on the

ſaid

ſaid Accompt, and what Abatement he ſhould have therefore, and what part of the Ballance he ſhould retain in his Hands, and to ſiſt Execution for the ſaid part, and to report next *D*yet of Parliament.

Ordered, that he be ſent back to Priſon, and there continue ay and while he find Bail in the terms of the former Ordinance; And it is hereby declared, that the ſaid Bail is only to continue to the next Seſſion of *P*arliament *incluſive*.

Moved, that any preferences granted to the two Captain *Drummonds* upon the appropriated Funds, might not prejudge the Officers privat Right to the ſaids Funds, and the furder Conſideration thereof delayed.

Agreed that the Dutcheſs of *Buccleughs* Petition come in the firſt *Sederunt* of Parliament for privat Buſineſs, before all other privat Buſineſs.

Then the Lord Chancellor by Order of the Lord high Commiſſioner, adjourned the Parliament till to morrow at Ten a Clock.

BY Order of his Grace John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament,* Mr. James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

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MINUTS

Of the Proceedings in Parliament,

Friday Auguſt 25. 1704.

Prayers ſaid,
Rolls Called,
Minuts of the laſt Sederunt *read.*

THe *Act* in favours of the Commiſſioners of Juſticiary. The *Act* for exporting of Wooll. And the *Act* continuing the Commiſſion, were touched with the Scepter by Her Majeſties high Commiſſioner in the uſual manner.

Petition Mr. *Walter Smith* Miniſter of the Caſtle of *Edinburgh*, craving payment of ſeventy five *lib, ſterl:* reſting to him free of Poundage and invalid-money, read, and remitted to the Commiſſion for the bygones reſting to him, and to the Lords of Theſaury as to what ſhall fall due to him in time coming.

The Parliament having conſidered Sir *William Dowglaſs* his Repreſentation, they remit him to the Commiſſion as others in the like caſe, and recommend him to the Queens Majeſty to provide for him, in conſideration he had his Eſtate in *France* forfaulted for his Religion, and for the Nations Cauſe.

The Proceſs Captain *Thomas Hay* againſt his Creditors called, and none compearing, a Protection was granted to him till the next Seſſion of Parliament *incluſive.*

The Proceſs *Patrick Steel* againſt his Creditors called, and none compearing, a Protection was granted to him till the next Seſſion of Parliament, *incluſive.*

Proceſs *George Dundaſs* againſt his Creditors called, and none compearing, a Protection was granted to him till the next Seſſion of Parliament *incluſive.*

The Accompt of the Tunnage read.

The Petition *Alexander Nisbet* read, and recommended to the Commiſſion for any Fund can be found for him.

Memorials for Mr. *Adair* and Captain *Slezer*, with a Petition for Sir *Robert Sinclair* read, and remitted to the Commiſſion with preference to their reſpective Intereſts conform to the Act of Parliament.

As to the Reſts and Imbazlements of the Tunnage, remitted to the Commiſſion to aſſiſt Sir *Andrew Hume* to make the Impoſition effectual, and to hear any Repreſentations thereanent, and recommend to the Lords of Theſaury

Theſaury and Exchequer to Roup the ſame, with the burden of his bygone Sallary.

Act for an Impoſition on Forraign Ships, in Favours of Mr. *Adair*, to bear his Charge of finiſhing the Maps and Deſcriptions of the Sea-Coaſts and Iſlands read, with the Report of the Commiſſion concerning the Progreſs made by him.

Ordered that in the Act there be inſert, that he go on to perfect the Sea Maps in the firſt place, and next the Land-Maps, and that the Duty be Twelve Shilling on the Tunn, and to endure for five Years, and then ordered a firſt reading to be Marked on the Act.

The Accompts of the Admirality read, the firſt Obſervation ſuſtained, the ſecond Obſervation remitted to the Commiſſion to inquire thereanent and to Report.

The Parliament having heard that part of the Report relating to the falſe Muſters, with a Petition preſented by *John Smith*, offering to diſcover the ſame, and being called, alleadged that the General Muſter-Maſter had received an Hundred Pound Sterling and one Man of each Company of the Regiment in the Garriſon of *Inverlochie*, to get their Muſter Rolls compleatly given in, which he offered to prove by Collonel *Forbes* and *John Forbes* Agent to the Regiment, and of Conſent of the General Muſter-Maſter, *John Forbes* was Examined, and he ordained to produce his Books on Oath before the Commiſſion, and remitted to them to meet to Morrow at eight a Clock to inſpect the Articles in the Book, and to call the ſaid *John Forbes*, Collonel *Forbes*, or any other who were Officers in that Regiment, and to State the whole Articles relating to this Affair, and the manner of Probation, and by whom, and to Report to the Parliament.

Petition the Earl of *Marchmont*, Craving a Ratification of a Charter in his Favours to be paſt, read.

Remitted to the Commiſſion to enquire how far *Kilmaronock* and his Partners were leſed in their Tack of the Exciſe, and to Report.

Accompt of the Arrears due to the Army for Clearings and Cloathing Money, read.

Overture for an Act anent miſapplying the Funds read.

Accompt of what is reſting to the Publick of the Ceſs, Exciſe, Hearth-Money, Pole-Money and Tunnage, ſince the year 1698, to 1701, read, the firſt three Articles remitted to the Commiſſion to enquire if theſe that were Receivers at that time received theſe Ballances, and the Lords of Theſaury ordered to raiſe Proceſſes againſt the Deficients. The fourth Article with the abreviat given in for exhauſting the ſame remitted to the Commiſion; The fifth Article remitted to the Commiſſion. As to the payment of the Sums in the Duke of *Queensberry* and late Duke of *Argyles* Bonds remitted to the Commiſſion to hear their Defences, and to divide amongſt the Officers who had Right to theſe Funds, out of which theſe Sums were Borrowed, what ſhall be found due. As to Collonel *Hamiltons* Bond, the Contents thereof cleared formerly. As to all the Fractions of Ceſs omitted, the *Quota* to be keeped up, and the Collectors lyable, and what is omitted in general remitted to the Commiſſion to enquire thereanent, and to Report.

The

The Parliament declared they would conſider Sir *William Meinzies*'s Petition next *Sederunt*.

Moved that inquirie be made anent the Arrears of the Tack-Duty of the Lord *Beilhavens* Tack in the terms of the Deliverance of Parliament thereanent in his favours, and the Queſtion being ſtated, whether to remit the ſame to be determined by the Lords of Exchequer, or to the Commiſſion of Parliament, to make inquirie, and report againſt the next Seſſion of Parliament, and carried remit to the Commiſſion.

The Lord Chancellor, by Order of the Lord High Commiſioner, Adjourned the Parliament till to Morrow at Ten of the Clock.

BY Order of his Grace John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament,* Mr. James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

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MINUTS
Of the Proceedings in Parliament.

Saturday Auguſt 26. 1704.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt read.

THe Proceſs the Laird of *Clackmannan* againſt his Creditors being called, and none of them compearing, Protection was granted to him to the next Seſſion of Parliament, *incluſive.*

The Ratification of a Charter in favours of the Earl of *Marchmont* paſt.

The Act for the *Impoſition* on all Forraign Ships, read the ſecond time, and after ſeveral Amendments made thereon, it was put to the Vote, Approve, or not; and carried approve, and touched with the Scepter by Her Majeſties high Commiſſioner in the uſual manner.

The Parliament having heard the Report of the Commiſſion to whom it was remitted to inquire farder into the Complaint given in by *John Smith* againſt the General Muſter-maſter; And they both being preſent, *John Smith* craved that *John Forbes* Agent to Collonel *Hills* Regiment, then in the Garriſon of *Inverlochie* might be examined on the Interrogators given in by him, who being called, was examined, and thereafter the farder inquiry in this whole Affair both in that Regiment, and all the other Regiments ſince the time the General-Muſter-maſter got his Commiſſion; And all the Muſter maſters, Deputs, and Agents for the Regiments ſince the Revolution remitted to the Commiſſion, with power to them to call and examine Witneſſes, and likeways to call for Papers, Writes and Documents for clearing this whole Matter, and to report next Seſſion of Parliament.

Petition Lieutenant *Smith* and Cornet *Henry Montgomery*, craving Arrears due to them, read, and remitted to the Commiſſion.

Act anent the miſapplying the publick Funds, read, and a firſt reading ordered to be marked thereon, and to be printed.

Act for arming the Countrey read, and a firſt reading ordered to be marked thereon, and to be printed.

The Parliament proceeded to take the Affair of the Plot into Conſideration; It was moved, that ſince there is no ſufficient Documents, but only Copies of Papers produced, Her Majeſty be addreſſed to ſend to the next Seſſion of Parliament the principal Papers relating thereto; And it was reſolved *nemine contradicente*, that there be a Draught of an Addreſs brought in from the Parliament to the Queen to lay before the next Seſſion of Parliament all the principal Papers relating to the Plot, and to ſend the Evidences, Perſons and Witneſſes to appear at the next Seſſion of Parliament.

The Lord Chancellor by Order of the Lord high Commiſſioner, adjourned the Parliament till *Munday* next at Ten a Clock.

BY Order of his Grace, John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament, Mr.* James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to Print theſe Minuts of Parliament, and that no other preſume to Print the ſame.*

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MINUTS

Of the Proceedings in Parliament

MINUTS

Of the Proceedings in Parliament.

Munday Auguſt 28. 1704.

Prayers ſaid,
Rolls called,
Minuts of the laſt Sederunt *read.*

ORdered that the two Captain *Drummonds* have preference for their Arrears, as is contained in the Minuts of the Date the twenty third inſtant.

The Addreſs to be ſent to Her Majeſty read, and after ſeveral Amendments made thereon, it was put to the Vote, Approve, or not, and carried Approve; After which Her Majeſties high Commiſſioner made a Speech to the Parliament, as follows.

My Lords and Gentlemen,

You have now ſit long, and I think you cannot complain that you have been cut ſhort by frequent Adjournments, or ſhort *Sederunts* : In this time more might have been done, however ſome good Laws are paſt, and one in particular, which gives ſufficient evidence of the Diſpoſition Her Majeſty was in, to have gratified you in whatever was reaſonable; I advertiſed you lately, that you had not much longer time to ſit, and tho I cannot but ſay the time you have had ſince has been uſefully imployed, yet if more Diſpatch had been made, ſome of theſe good Laws which are before you might have paſt: But now I muſt tell you, that I am not allowed to give you any more time, Her Majeſty thinking a ſhort Receſs neceſſary at preſent, ſo it will not be long before you have an Oportunity of doing what ſtill remains fit to be done; For I can aſſure you, no diſappointment that Her Majeſty has met with, will in the leaſt alter her Gracious Diſpoſition towards this Her antient Kingdom.

The Lord Chancellour by Order of Her Majeſties High Commiſſioner, adjourned the Parliament till the ſeventh day of *October* next.

BY Order of his Grace John *Marqueſs of* Tweeddale, *Her Majeſties High Commiſſioner, and the Eſtates of Parliament, Mr.* James Johnſtoun *Lord Clerk Regiſter, Appoints the Heirs and Succeſſors of* Andrew Anderſon, *Her Majeſties Printer, to print theſe Minuts of Parliament, and that no other preſume to print the ſame.*

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